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IN THE

Supreme Court of the United States

October Term, 1959

No. 446

THE TANK STEAMER FORT FETTERMAN, Libellee, and CHAS. KURZ & CO., INC., Cross-Libellant,

Petitioners,

versus

THE SOUTH CAROLINA STATE HIGHWAY DEPARTMENT, Libellant and Cross-Respondent,

Respondent.

Petition for Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit and Appendix

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WALKER, EVANS & COGSWELL CO.—Printers of Distinction Since 1822—CHARLESTON, S. C.

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The Petitioners pray that a writ of certiorari issue to review in the above cause (1) the decision of the United States Court of Appeals for the Fourth Circuit dated November 13, 1958, which affirmed in part and reversed in part the decree of the United States District Court for the Eastern District of South Carolina, dated October 17, 1957; (2) the decision of the United States Court of Appeals for the Fourth Circuit dated June 8, 1959, after rehearing, which set aside the Court's decision dated November 13, 1958, and remanded the cause to the United States District Court for the Eastern District of South Carolina; and (3) the decision of the United States Court of Appeals for the Fourth Circuit dated May 19, 1960